

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF NEW JERSEY

Case number (if known) Chapter 11

☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Continental Electric Motors, Inc.

2. All other names debtor used in the last 8 years  
Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 22-2530974

4. Debtor's address Principal place of business Mailing address, if different from principal place of business  
125 Half Mile Road, Suite 200  
Red Bank, NJ 07701  
Number, Street, City, State & ZIP Code P.O. Box, Number, Street, City, State & ZIP Code  
Monmouth  
County Location of principal assets, if different from principal place of business  
Number, Street, City, State & ZIP Code

5. Debtor's website (URL) http://www.cecainc.com/

6. Type of debtor  
☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))  
☐ Partnership (excluding LLP)  
☐ Other. Specify:

Debtor **Continental Electric Motors, Inc.**  
Name

Case number (if known)

**7. Describe debtor's business**

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

3621**8. Under which chapter of the Bankruptcy Code is the debtor filing?**

Check one:

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. Check **all** that apply:

- ☒ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11**. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District \_\_\_\_\_  
District \_\_\_\_\_When \_\_\_\_\_  
When \_\_\_\_\_Case number \_\_\_\_\_  
Case number \_\_\_\_\_

Debtor **Continental Electric Motors, Inc.** Case number (if known) \_\_\_\_\_  
Name

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?
- ☒ No  
☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
District \_\_\_\_\_ When \_\_\_\_\_ Case number, if known \_\_\_\_\_

11. Why is the case filed in this district?
- Check all that apply:
- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?
- ☒ No  
☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.
- Why does the property need immediate attention?** (Check all that apply.)
- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other \_\_\_\_\_
- Where is the property?** \_\_\_\_\_  
Number, Street, City, State & ZIP Code
- Is the property insured?**
- ☐ No
- ☐ Yes. Insurance agency \_\_\_\_\_  
Contact name \_\_\_\_\_  
Phone \_\_\_\_\_

### Statistical and administrative information

13. Debtor's estimation of available funds
- Check one:
- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors
- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99           | <input type="checkbox"/> 5001-10,000   | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199         | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999         |  |  |

15. Estimated Assets
- |   |  |  |
|---|--|--|
| <input type="checkbox"/> \$0 - \$50,000                   | <input type="checkbox"/> \$1,000,001 - \$10 million    | <input type="checkbox"/> \$500,000,001 - \$1 billion     |
| <input type="checkbox"/> \$50,001 - \$100,000             | <input type="checkbox"/> \$10,000,001 - \$50 million   | <input type="checkbox"/> \$1,000,000,001 - \$10 billion  |
| <input checked="" type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million  | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million          | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion          |

16. Estimated liabilities
- |   |  |  |
|---|--|--|
| <input type="checkbox"/> \$0 - \$50,000 | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
|---|--|--|

Debtor	<b>Continental Electric Motors, Inc.</b>		Case number (if known)	
	Name			
	<input type="checkbox"/> \$50,001 - \$100,000	<input type="checkbox"/> \$10,000,001 - \$50 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion	
	<input type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million	<input type="checkbox"/> \$10,000,000,001 - \$50 billion	
	<input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion	

Debtor **Continental Electric Motors, Inc.** Case number (if known) \_\_\_\_\_  
Name

**Request for Relief, Declaration, and Signatures**

**WARNING --** Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **May 20, 2024**  
MM / DD / YYYY

**X /s/ Dave Mercas**  
Signature of authorized representative of debtor  
  
Title **President**

**Dave Mercas**  
Printed name

**18. Signature of attorney**

**X /s/ Mark J. Politan**  
Signature of attorney for debtor

Date **May 20, 2024**  
MM / DD / YYYY

**Mark J. Politan**  
Printed name

**Politan Law, LLC**  
Firm name

**88 East Main Street, #502**  
**Mendham, NJ 07945**  
Number, Street, City, State & ZIP Code

Contact phone **973.768.6072** Email address **mpolitan@politanlaw.com**

**036791998 NJ**  
Bar number and State

**Fill in this information to identify the case:**

Debtor name **Continental Electric Motors, Inc.**  
 United States Bankruptcy Court for the: **DISTRICT OF NEW JERSEY**  
 Case number (if known): \_\_\_\_\_

☐ Check if this is an  
 amended filing

**Official Form 204**

**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders**

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Celeros Flow Technology Attn: Mark R. Matthews 14045 Ballantyne Corporate Place Suite 300 Charlotte, NC 28277		Trade debt				\$164,384.00
Dealers Electrical Supply Company 2320 Columbus Avenue Waco, TX 76701		Judgment	Disputed			\$39,903.55
Division of Employer Accounts, NJDOL P.O. Box 911 Trenton, NJ 08625		Judgment	Disputed			\$22,164.43
Eterfull Control Engineering Group (HK) c/o KMA ZUCKERT LLC Jennifer Huang, Esq. 1350 Broadway, Suite 2410 New York, NY 10018		Judgment	Disputed			\$170,000.00
Flanders Electric Motor Service, Inc. 8101 Baumgart Road Evansville, IN 47725		Judgment	Disputed			\$234,882.03

Debtor **Continental Electric Motors, Inc.**  
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Hanwha International, LLC c/o Choi & Park, LLC Hyun Suk Choi, Esq. 23 S. Warren Street, 2nd Floor Trenton, NJ 08608		Trade debt	Disputed			\$111,112.50
Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346		Notice Purposes Only				\$0.00
Marks & Klein LLC 331 Newman Springs Road Building 1, 4th Floor, Suite 143 Red Bank, NJ 07701		Legal services				\$5,630.00
Motion Industries, Inc. 1605 Alton Road Birmingham, AL 35210		Judgment	Disputed			\$28,617.69
NGL Energy Partners LP 6120 South Yale Avenue Suite 805 Tulsa, OK 74136		Judgment	Disputed			\$115,000.00
OGC Solutions Attn: Anthony Davis, Esq. 1 Gatehall Drive, Suite 100 Parsippany, NJ 07054		Legal services				\$20,038.85
State of New Jersey-Division of Taxation Compliance & Enforcement-Bankruptcy Unit 50 Barrack Street, 9th Floor P.O. Box 245 Trenton, NJ 08695		Notice Purposes Only				\$0.00

Debtor **Continental Electric Motors, Inc.**  
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
State of New Jersey-Division of Taxation Compliance & Enforcement-Bankruptcy Unit 50 Barrack Street, 9th Floor P.O. Box 245 Trenton, NJ 08695		Judgment	Disputed			\$72,890.82
Sulzer Pumps (Canada) Inc. 4129 Lozells Avenue Burnaby, British Columbia CANADA V5A 2Z5		Trade debt	Disputed			\$24,870.00
Tech-Flow, LLC 1104 North 1600 West Layton, UT 84041		Judgment	Disputed			\$135,000.00
TFE Group, Inc. 1416 N Sam Houston Pkwy E #180 Houston, TX 77032		Judgment	Disputed			\$23,131.10
Transworld Systems Incorporated Attn: Cynthia Perry P.O. Box 15630 Wilmington, DE 19850		Trade debt				\$18,484.65



United States Bankruptcy Court  
District of New Jersey

In re

Continental Electric Motors, Inc.

Debtor(s)

Case No.  
Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the President of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date:

May 20, 2024

/s/ Dave Mercas

Dave Mercas/President

Signer/Title

Adam Tabak, Esq.  
The Tabak Law Firm  
13100 Worthman Center Drive, #325  
Houston, TX 77065

Celeros Flow Technology  
Attn: Mark R. Matthews  
14045 Ballantyne Corporate Place  
Suite 300  
Charlotte, NC 28277

Chase Bank  
270 Park Avenue  
New York, NY 10017

Dealers Electrical Supply Company  
2320 Columbus Avenue  
Waco, TX 76701

Division of Employer Accounts, NJDOL  
P.O. Box 911  
Trenton, NJ 08625

Eterfull Control Engineering Group (HK)  
c/o KMA ZUCKERT LLC  
Jennifer Huang, Esq.  
1350 Broadway, Suite 2410  
New York, NY 10018

Flanders Electric Motor Service, Inc.  
8101 Baumgart Road  
Evansville, IN 47725

Hanwha International, LLC  
c/o Choi & Park, LLC  
Hyun Suk Choi, Esq.  
23 S. Warren Street, 2nd Floor  
Trenton, NJ 08608

Internal Revenue Service  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Isabelle A. Fabian, Esq.  
Traflet & Fabian  
Carriage Court Two  
264 South Street  
Morristown, NJ 07960

J. Michael Jones  
Davis & Jones  
2521 Brown Blvd.  
Arlington, TX 76006

Jeffrey A. Balls, Esq.  
Parr Brown Gee & Loveless  
101 South 200 East  
Suite 700  
Salt Lake City, UT 84111

Joseph L. LoCastro, IV, Esq.  
Wood, Smith, Henning & Berman, LLP  
1760 Market Street, Suite 1001  
Philadelphia, PA 19103

Marks & Klein LLC  
331 Newman Springs Road  
Building 1, 4th Floor, Suite 143  
Red Bank, NJ 07701

Melissa A. Pena, Esq,  
Norris McLaughlin, PA  
400 Crossing Boulevard  
8th Floor  
Bridgewater, NJ 08807

Motion Industries, Inc.  
1605 Alton Road  
Birmingham, AL 35210

New Jersey Attorney General's Office  
Division of Law  
Richard J. Hughes Justice Complex  
25 Market Street, P.O. Box 112  
Trenton, NJ 08625-0112

New Jersey Department of Labor  
Division of Employer Accounts  
1 John Fitch Plaza  
PO Box 379  
Trenton, NJ 08611-0379

NGL Energy Partners LP  
6120 South Yale Avenue  
Suite 805  
Tulsa, OK 74136

OGC Solutions  
Attn: Anthony Davis, Esq.  
1 Gatehall Drive, Suite 100  
Parsippany, NJ 07054

Patrick Lehmberg  
Davis & Jones, LLC  
2521 Brown Blvd.  
Arlington, TX 76006

Regus-Lincroft Office Center  
125 Half Mile Road  
Red Bank, NJ 07701

State of New Jersey-Division of Taxation  
Compliance & Enforcement-Bankruptcy Unit  
50 Barrack Street, 9th Floor  
P.O. Box 245  
Trenton, NJ 08695

Sulzer Pumps (Canada) Inc.  
4129 Lozells Avenue  
Burnaby, British Columbia  
CANADA V5A 2Z5

Tech-Flow, LLC  
1104 North 1600 West  
Layton, UT 84041

TFE Group, Inc.  
1416 N Sam Houston Pkwy E #180  
Houston, TX 77032

Transworld Systems Incorporated  
Attn: Cynthia Perry  
P.O. Box 15630  
Wilmington, DE 19850

United States Attorney General  
Department of Justice  
Ben Franklin Station  
P.O. Box 683  
Washington, DC 20044

US Attorney Office  
970 Broad Street  
Room 502  
Rodino Federal Building  
Newark, NJ 07102

Wells Fargo Bank  
420 Montgomery Street  
San Francisco, CA 94104

Yucheng Wang, Esq  
KMA ZUCKERT LLC  
200 W. Madison Street, 16th Floor  
Chicago, IL 60606

**United States Bankruptcy Court  
District of New Jersey**

In re **Continental Electric Motors, Inc.**

Debtor(s)

Case No.  
Chapter

**11**

**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Continental Electric Motors, Inc.** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

☒ None [*Check if applicable*]

**May 20, 2024**

Date

**/s/ Mark J. Politan**

**Mark J. Politan**

Signature of Attorney or Litigant  
Counsel for **Continental Electric Motors, Inc.**  
**Politan Law, LLC**

**88 East Main Street, #502  
Mendham, NJ 07945  
973.768.6072  
mpolitan@politanlaw.com**

**United States Bankruptcy Court  
District of New Jersey**

In re **Continental Electric Motors, Inc.**

Debtor(s)

Case No.

Chapter

**11**

**STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION**

I, **Dave Mercus**, declare under penalty of perjury that I am the **President** of **Continental Electric Motors, Inc.**, and that the following is a true and correct copy of the resolutions adopted by the Board of Directors of said corporation at a special meeting duly called and held on the **17th** day of **May**, 20 **24**.

"Whereas, it is in the best interest of this corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Dave Mercus, President** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter **11** voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **Dave Mercus, President** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **Dave Mercus, President** of this Corporation is authorized and directed to employ **Mark J. Politan**, attorney and the law firm of **Politan Law, LLC** to represent the corporation in such bankruptcy case."

Date **May 19, 2024**

Signed **/s/ Dave Mercus**

**Dave Mercus**

Resolution of Board of Directors  
of  
**Continental Electric Motors, Inc.**

Whereas, it is in the best interest of this corporation to file a voluntary petition in the the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Dave Mercers, President** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **Dave Mercers, President** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **Dave Mercers, President** of this Corporation is authorized and directed to employ **Mark J. Politan**, attorney and the law firm of **Politan Law, LLC** to represent the corporation in such bankruptcy case.

Date May 17, 2024

Signed /s/ Dave Mercers